

## AMENDMENTS TO THE CLAIMS

**This listing of claims will replace all prior versions and listings of claims in the application:**

### LISTING OF CLAIMS:

1. (currently amended): A flame-retardant resin composition comprising a polycarbonate type resin and fly ash which contains particles composed of a complex of silicon dioxide and aluminum oxide and has a 50% particle size (D50) of 1 to 10  $\mu\text{m}$  and has two peaks in its particle size distribution, wherein the peak corresponding to the particle size distribution of larger particles is greater than the peak corresponding to the particle size distribution of smaller particles, and the ratio of the average particle size of the peak corresponding to the particle size distribution of larger particles to the average particle size of the peak corresponding to the particle size distribution of smaller particles is less than 8.0, and the amount of the fly ash containing particles having particle size of 20  $\mu\text{m}$  or less is 70 weight % or more, wherein the fly ash is contained in the total composition in an amount of 1 to 60 weight %, and wherein the flame-retardant resin composition has a flame retardancy of V-O in the UL94V method.

2-4. (canceled).

5. (previously presented): A flame-retardant resin composition according to Claim 1, which contains an elution preventer for preventing the elution of components present in the fly ash.

6. (previously presented): A flame-retardant resin composition according to Claim 5, wherein the elution preventer is an adsorbent capable of adsorbing components present in the fly ash, or an ion exchange resin.

7. (previously presented): A flame-retardant resin composition according to Claim 5, wherein the elution preventer for preventing the dissolving-out of components present in the fly ash is selected from ferrous sulfate mono-hydrate and Schwertmannite.

8. (canceled).

9. (currently amended): A flame-retardant resin composition according to Claim 1, wherein the fly ash contains:

(a) 44 to 80 weight% of silicon dioxide,

(b) 15 to 40 weight% of aluminum oxide; and

(c)  $\text{Fe}_2\text{O}_3$ ,  $\text{TiO}_2$ ,  $\text{MgO}$  and  $\text{CaO}$  as further components.

10. (currently amended): A flame-retardant resin composition according to Claim 9, wherein the total amount of the total silicon dioxide and the total aluminum oxide in the fly ash is 60 weight % or more in the total ~~inorganic particles~~ fly ash.

11. (previously presented): A flame-retardant resin composition according to Claim 1, which further contains a fiber-formable fluorinated polymer in an amount of 0.05 to 5 weight % based on the total flame-retardant resin composition.

12. (previously presented): A flame-retardant molding material containing a flame-retardant resin composition according to Claim 1.

13. (previously presented): A molded article obtained by molding a flame-retardant resin composition according to Claim 1.

14. (currently amended): A flame-retardant molding material according to Claim ~~10~~12, wherein the flame-retardant resin composition is compounded into a thermoplastic resin other than a polycarbonate resin.

15. (canceled).